

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA**§ 45.1-361.26****VIRGINIA:****BEFORE THE GAS AND OIL BOARD****APPLICANTS:**

CNX Gas Company on behalf of Harrison-Wyatt
L.L.C. of a portion of the Fielden Sanders Heirs
and CNX Gas Company

DOCKET NO.**02-1217-1104-01****RELIEF SOUGHT:**

Issuance: A Supplemental Order for Disbursement of Escrowed Funds

Action: Amending Prior Orders Affecting Drilling Unit AY-100, Tracts 1A and 1C
(Referenced herein as "the Subject Drilling Unit")

Location: Buchanan County, Virginia

Action Details:

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit AY-100 by Tract Subaccounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership Interests relative to those funds deposited by the Unit Operator into Subject Drilling Unit's Escrow Subaccount for VGOB Tract(s) identified in Table 1.

REPORT OF THE BOARD**FINDINGS AND ORDER**

1. **Hearing Date and Place:** This matter came on for final hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on March 15, 2011, at the Southwest Virginia Higher Education Center on the campus of Virginia Highlands Community College, Abingdon, VA.
2. **Appearances:** Mark A. Swartz of Swartz Law Offices appeared for the Applicant; and Sharon M.B. Pigeon, Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract subaccounts, for each of the coalbed methane gas drilling units established by the Board through its field rules that are subject to a Board pooling order. Further, the Unit Operator is required to deposit, as applicable, those funds specified in Va. Code § 45.1-361.21.D., 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4 into the applicable escrow tract subaccounts. The Board finds that: (1) while it does not have jurisdiction to resolve conflicting claims to the ownership of the Coalbed Methane Gas produced by the Unit Operator from wells located on Subject Drilling Unit, and (2) while it does not have jurisdiction to interpret agreements by and between

the Gas owners/claimants and/or the Unit Operators or to abridge or contravene the provisions of such agreements, (3) pursuant to Va. Code § 45.1-361.22.A.5, the Board does have jurisdiction and authority to disburse funds from the Escrow Account provided the Board has been provided with a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting claimants or an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein or a decision from a court appointed Arbitrator.

4. **Prior Proceedings:**

- 4.1 (a) The Board executed its order pooling interests in the Subject Drilling Unit. The Pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on July 21, 2004, in Deed Book 597, Pages 0777 to 0804.
(b) The Supplemental Order was executed and recorded in with the Clerk of the Court, Buchanan County on March 11, 2005, in Deed Book 614, Pages 0098 to 011..
- 4.2 To the extent claims to the Gas were in conflict, pursuant to Va. Code S 45.1-361-22 payments attributable to said conflicting claims were ordered deposited by the Unit Operator into the escrow account established by the Pooling Orders (herein "Escrow Account"). According to the Pooling Orders and testimony, applicants identified in the attached petition for disbursement in the Subject Drilling Unit became subject to the escrow requirements of the Pooling Order. Applicants identified in the attached disbursement petition have entered into split agreements and should be disbursed as identified on Exhibit A-1 for portions of Tract 1A and 1C, and escrow regarding these individual claims detailed herein, is no longer required and monthly royalty payments are to be made direct to the parties.
- 4.3 The Unit Operator gave notice to the applicants identified in the disbursement petition attached hereto and identified in Exhibit A-1 that the petition for disbursement would be heard at the Board's hearing on March 15, 2011, and consider whether to: (1) amend the Pooling Order to provide for the disbursement a portion of funds on deposit in the Escrow Account attributable to a portion of Tracts 1A and 1C, as identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to a portion of said Tracts 1A and 1C, the interests of Applicant identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because parties other than those seeking disbursement under this order are subject to continued payments in the escrow.
- 4.4 The Unit Operator filed the attached accounting (Exhibit A) for Subject Drilling Unit's Escrow Account with the Board ("Accounting").

5. **Findings:**

5.1. Va. Code 45.1-361.22.5 provides:

The Board shall order payment of principal and accrued interests, less escrow account fees, from the escrow account to conflicting claimants within thirty days of receipt of notification of (i) a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between them or (ii) an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein. The amount to be paid to the conflicting claimants shall be determined based on the percentage of ownership interest of the conflicting claimants as shown in the operator's supplemental filing made part of the pooling order that established the escrow account, the operator's records of deposits attributable to those tracts for which funds are being requested, and the records of the escrow account for the coalbed methane gas drilling unit. The interests of any cotenants who have not entered into an agreement shall remain in the escrow account.

5.2 Applicant has certified and represented to the Board that:

- (1) Applicants identified in the attached petition for disbursement in the Subject Drilling Unit have entered into royalty split agreements.
- (2) Net interests attributable and to be disbursed to Applicants are shown in Table 1,

6. **Relief Granted:**

Table 1

		A portion of Tracts 1A and 1C					
Item	Tract	Disbursement Table					
						27.12360	
	1A	Harrison-Wyatt L.L.C.	30.62000				
1	1A	Harrison-Wyatt L.L.C., P. O. Box 11000, Danville, VA 24543		17.2541	50.0%	8.62706	31.80648%
	1A	Fielden Sanders Heirs et al					
2	1A	Beatrice Jane MacCormac, 6185 Willow Place @208, Bealeton, VA 22712	1/42	0.7290	50.0%	0.36452	1.34394%
3	1A	Betty Sue Fletcher, P. O. Box 691, Marion, VA 24354	1/42	0.7290	50.0%	0.36452	1.34394%
4	1A	Chester Sanders, 408 W Dartmouth Ave., Melbourne, FL 32901	1/6	5.1033	50.0%	2.55167	9.40755%
5	1A	Dave Sanders, 590 Bailey Switch Road, Bluefield, VA 24605	1/6	5.1033	50.0%	2.55167	9.40755%
6	1A	Norman Sanders, 2013 Otterdale Road, Midlothian, VA 23112	1/6	5.1033	50.0%	2.55167	9.40755%
7	1A	Jerry Sanders, 110 Rowdon St., Pounding mill, VA 24637	1/63	0.4860	50.0%	0.24302	0.89596%
	1C	Harrison-Wyatt L.L.C.	0.92000				
1	1C	Harrison-Wyatt L.L.C., P. O. Box 11000, Danville, VA 24543		0.4454	50.0%	0.22272	0.82112%
	1C	William Coxton Heirs					
2	1C	Gladys Coxton deeded to CNX	6/35		50.0%	-	0.00000%
3	1C	Wesley D Hatfield, P. O. Box 462, Tazewell, VA 24651	1/210	0.0044	50.0%	0.00219	0.00808%
4	1C	Verna C. Taylor deeded to CNX	1/210		50.0%	-	0.00000%
5	1C	Judy Jenkins Rollins, 464 Lightwood Road, Gordonsville, VA 22942	1/210	0.0044	50.0%	0.00219	0.00808%
6	1C	Harry Hatfield, 464 Lightwood Road, Gordonsville, VA 22942	1/210	0.0044	50.0%	0.00219	0.00808%
7	1C	Brenda S. Forester deeded to CNX	1/630		50.0%	-	0.00000%
8	1C	Ray J. Conner, Jr. deeded to CNX	1/630		50.0%	-	0.00000%
9	1C	Patricia Shortridge deeded to CNX	1/55		50.0%	-	0.00000%
10	1C	Ida Belle Mson deeded to CNX	1/55		50.0%	-	0.00000%
11	1C	Verna M. Hale Foleno, P. O. Box 571, Honaker, VA 24260	1/55	0.0167	50.0%	0.00836	0.03084%
12	1C	Dollie L. Gathiff deeded to CNX	1/55		50.0%	-	0.00000%
13	1C	Rose A. Breland deeded to CNX	1/55		50.0%	-	0.00000%
14	1C	Ruby K. Shortridge deeded to CNX	1/55		50.0%	-	0.00000%
15	1C	Rhonda G. Griffith deeded to CNX	1/165		50.0%	-	0.00000%
16	1C	Oscar J. Shortridge deeded to CNX	1/165		50.0%	-	0.00000%
17	1C	Opal McGlothlin Gildart deeded to CNX	1/50		50.0%	-	0.00000%
18	1C	Virgie S. Taylor deeded to CNX	1/50		50.0%	-	0.00000%
19	1C	George Shortridge deeded to CNX	1/50		50.0%	-	0.00000%
20	1C	Debbie J. Penderson deeded to CNX	2/375		50.0%	-	0.00000%
21	1C	Edward E. Noe deeded to CNX	2/375		50.0%	-	0.00000%
22	1C	Danny R. Noe deeded to CNX	2/375		50.0%	-	0.00000%
23	1C	Julie Gonzalez deede to CNX	1/50		50.0%	-	0.00000%
24	1C	Sylvia J. Wilson deeded to CNX	1/50		50.0%	-	0.00000%
25	1C	Belford Shortridge deeded to CNX	1/150		50.0%	-	0.00000%
26	1C	Garland Shortridge deeded to CNX	1/150		50.0%	-	0.00000%
27	1C	Donnie Childress deeded to CNX	1/150		50.0%	-	0.00000%
28	1C	David & Patty Price, 4344 Stinson Ridge Road, Rowe, VA 24646	1/60	0.0153	50.0%	0.00767	0.02827%
29	1C	Janna Lambert, 2816 Fairview Road, Mount Crawford, VA 22341	1/60	0.0153	50.0%	0.00767	0.02827%
30	1C	CNX Gas Company LLC	41/98	0.3849	50.0%	0.19245	0.70953%

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting and Table 1 above, the Escrow Agent is ordered to, within 10 days of receipt of this executed order to disburse funds for the unit and applicants detailed in Table 1 above.

Exhibit E to the Pooling Order, showing owners subject to escrow, is deleted and replaced with the Exhibit E attached to this order. Further, the Supplemental Order filed in this cause is hereby modified to delete the requirement that payments attributable to those applicants indicated in Table 1 be deposited by the Unit Operator into the Escrow Account, and, because there are other owners subject to escrow under the Supplemental Order, the Escrow Agent is directed to continue the Escrow Account for Subject Drilling Unit. To the extent not specifically granted herein, any other or further relief is denied.

7. **Conclusion:**

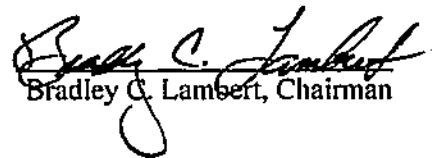
Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and **IT IS SO ORDERED.**

8. **Appeals:**

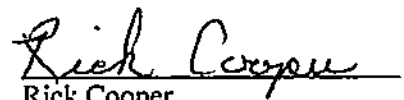
Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

9. **Effective Date:** This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 29 day of Nov, 2011, by a majority of the Virginia Gas and Oil Board.


Bradley C. Lambert, Chairman

DONE AND PERFORMED this 29th day of November, 2011, by an Order of this Board.

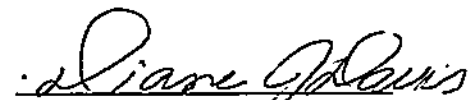

Rick Cooper
Principal Executive to the Staff
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA)
COUNTY OF RUSSELL)

Acknowledged on this 29th day of November, 2011, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and Rick Cooper., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

My commission expires: 09/30/2013




Diane J. Davis
Notary Public #174394

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO: VGOB 02-1217-1104-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING a portion of TRACT(S) 1A & 1C
(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES

HEARING DATE: March 15, 2011

DRILLING UNIT: AY-100

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. Petitioner and its counsel: Petitioner is CNX Gas Company LLC, 2481 John Nash Boulevard, Bluefield, WV 24701, 304/323-6500. Petitioner's counsel is Mark A. Swartz, SWARTZ LAW OFFICES, PLLC., 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808.

2. Relief sought: (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to a portion of Tract(s) 1A & 1C as depicted upon the annexed Exhibit A-1; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Harrison-Wyatt L.L.C. and Fielden Sanders Heirs including Beatrice Jane MacCormac, Betty Sue Fletcher, Chester Sanders, Dave Sanders, Norman Sanders, and Jerry Sanders; Harrison-Wyatt L.L.C. and William Coxton Heirs including Wesley D. Hatfield, Judy Jenkins Rollins, Harry Hatfield, Velvie M. Hale Foleno, David & Patty Price, Joann Lambert, and CNX Gas Company L.L.C

3. Legal Authority: Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of well(s): Coalbed methane.

5. Factual basis for relief requested: Harrison-Wyatt L.L.C. and Fielden Sanders Heirs including Beatrice Jane MacCormac, Betty Sue Fletcher, Chester Sanders, Dave Sanders, Norman Sanders, and Jerry Sanders; Harrison-Wyatt L.L.C. and William Coxton Heirs including Wesley D. Hatfield, Judy Jenkins Rollins, Harry Hatfield, Velvie M. Hale Foleno, David & Patty Price, Joann Lambert, and CNX Gas Company LLC have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Exhibit A-1, further, specifies how said royalties are to be divided and paid.

6. Attestation: The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

CNX GAS COMPANY LLC
BY ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By: 

Anita D. Duty
Pooling Supervisor
CNX Land Resources, Inc.
2481 John Nash Blvd.
Bluefield, West Virginia 24701

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED
BY CNX LAND RESOURCES, INC. AND WERE NOT SURVEYED

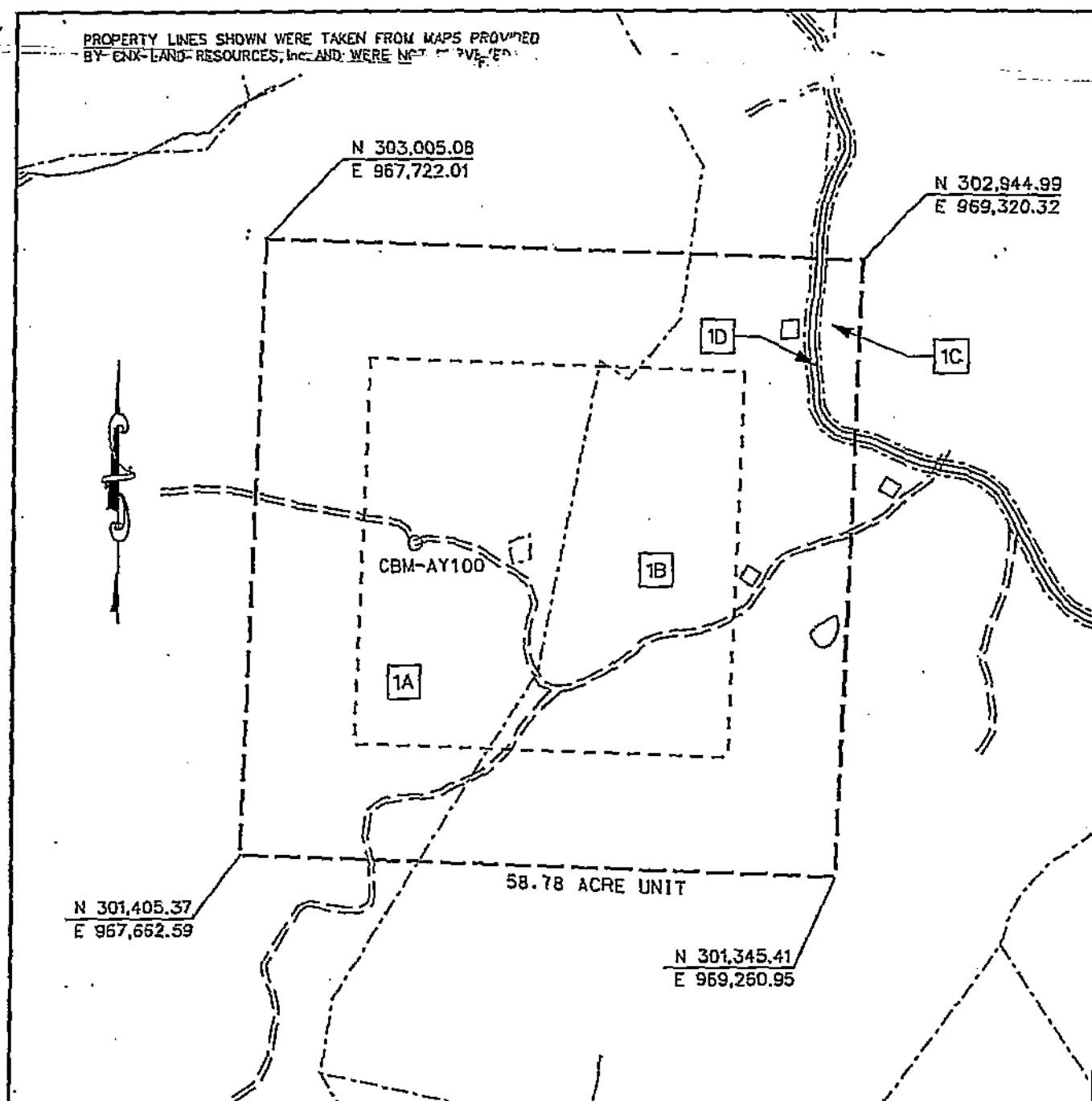


EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT AY-100
FORCE POOLING
VGOB-02-1217-1104

Company CONSOL Energy Inc. Well Name and Number UNIT AY100

Tract No. Elevation Quadrangle Bia A Mountain

County Buchanan District Hurricane Scale: 1" = 400' Date

This plat is a new plat X ; on an updated plat ; or a final plat

Form DGD-GD-7
Rev 9/91

Keith A. Franklin
Licensed Professional Engineer or Licensed Land Surveyor

COMMONWEALTH OF VIRGINIA
Keith A. Franklin
No. 023780

POCAHONTAS GAS PARTNERSHIP

Unit - AY-100

Tract Identifications

(58.78-Acre Unit)

- 1A. Harrison – Wyatt, LLC (Big Axe Tr. 4) - Coal**
Buchanan Production Company – CBM Leased
Fielden Sanders Heirs, et al – Surface and All Minerals except Coal
Buchanan Production Company – Oil, Gas and CBM Leased (85%)
30.62 acres 52.0925%
- 1B. Harrison – Wyatt, LLC (Big Axe Tr. 4) - Coal**
Buchanan Production Company – CBM Leased
Lee Martin – Surface and All Minerals except Coal
Buchanan Production Company – Oil, Gas and CBM Leased
26.76 acres 45.5257%
- 1C. Harrison – Wyatt, LLC (Big Axe Tr. 4) - Coal**
Buchanan Production Company – CBM Leased
William Coxton, et al – Surface and All Minerals except Coal
Buchanan Production Company – Oil, Gas and CBM Leased (26.23%)
Equitable Production Company – Oil, Gas and CBM Leased (2%)
0.92 acres 1.5652%
- 1D. Harrison – Wyatt, LLC (Big Axe Tr. 4) - Coal**
Buchanan Production Company – CBM Leased
Commonwealth of Virginia – Surface and All Minerals except Coal
0.48 acres 0.8166%

November 13, 2002

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Exhibit E
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants that require escrow
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
<u>Tract #1A - 30.62 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Harrison-Wyatt, L.L.C. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	30.62 acres	52.0925%
<u>OIL & GAS OWNERSHIP</u>		
Fielden Sanders Heirs, Devisees, Successors or Assigns, et al.	30.62 acres	52.0925%
(1) Ora Sanders Heirs, Devisees, Successors or Assigns (1/3)		
(a) Oma Sanders Tiller Heirs, Devisees, Successors or Assigns (1/21)		
(a.1) Edward V. Tiller 7491 Red Bud Highway Honaker, VA 24260	0.7290 1/42 of 30.62 acres	1.2403%
(a.2) Loeita Austin 7509 Red Bud Highway Honaker, VA 24260	0.7290 1/42 of 30.62 acres	1.2403%
(b) Leafy Sanders Tiller 231 Hales Road Jonesborough, TN 37659-4639	1.4581 1/21 of 30.62 acres	2.4806%
(c) Lena Sanders Sutarka HC4 Box 563 Council, VA 24260	1.4581 1/21 of 30.62 acres	2.4806%
(d) Dan Sanders P.O. Box 18 Thaxton, VA 24174	1.4581 1/21 of 30.62 acres	2.4806%
(e) Julia Sanders O'Quinn 1232 Green-Cook Road Sunbury, OH 43074	1.4581 1/21 of 30.62 acres	2.4806%
(g) Walter Sanders Heirs, Devisees, Successors or Assigns (1/21)		
(g.4) Terry Sanders 271 Pleasant Ridge Road Franklinville, NC 27248	0.3645 1/84 of 30.62 acres	0.6201%
(2) Fielden Sanders Heirs, Devisees, Successors or Assigns (2/3)		
(d) Estil Sanders Heirs, Devisees, Successors or Assigns (1/6)		
(d.4) Harley Sanders 172 Vantage Drive Tazewell, VA 24651	0.4860 1/63 of 30.62 acres	0.8269%

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Exhibit E
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants that require escrow
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
(d.7) Allen Sanders P.O. Box 2254 Lebanon, VA 24266	0.4860 1/63 of 30.62 acres	0.8269%

Tract #1C - 0.92 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, L.L.C. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	0.92 acres	1.5652%
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OIL & GAS OWNERSHIP

William Coxton Heirs, Devisees, Successors or Assigns, et al. (167 Acre Tract)	0.92 acres	1.5652%
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- (1) William M. Coxton Heirs, Devisees,
Successors or Assigns

- (b) Clarence Coxton Heirs, Devisees,
Successors or Assigns

(b.2) Lester Coxton P.O. Box 888 North Tazewell, VA 24630	0.0044 1/210 of 0.92 acres	0.0075%
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- (b.6) Daisy C. Shevy Heirs, Devisees,
Successors or Assigns

(b.6.1) Allen Shevy 4403 Price Avenue Tampa, FL 33611	0.0015 1/630 of 0.92 acres	0.0025%
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- (2) Frank Shortridge Heirs, Devisees,
Successors or Assigns

- (a) Frankie Ann Hale Heirs, Devisees,
Successors or Assigns

(a.1) Shirley M. Dye P.O. Box 1200 Honaker, VA 24260	0.0084 1/110 of 0.92 acres	0.0142%
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(a.2) Mildred Helton 10008 Moore Drive Manassas, VA 20111	0.0084 1/110 of 0.92 acres	0.0142%
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- (d) Okla E. Blankenship Heirs, Devisees,
Successors or Assigns

- (d.1) Arvil Blankenship, Sr. Heirs, Devisees
Successors or Assigns

(d.2) Arvil Blankenship, Jr. 196 Dogwood Road Elkton, MD 21921	0.0028 1/330 of 0.92 acres	0.0047%
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Exhibit E
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants that require escrow
(58.78 Acre Unit)

	Acres In Unit	Percent of Unit
(d.3) Peggy L. Phillips 411 E. South Street Kennett Square, PA 19348	0.0028 1/330 of 0.92 acres	0.0047%
(d.4) Patricia A. Keyes 4289 Big Laurel Creek Creston, NC 28615	0.0028 1/330 of 0.92 acres	0.0047%
(d.5) Brenda Guzman 12 Balsom Road, Gordy Estates Wilmington, DE 19804	0.0028 1/330 of 0.92 acres	0.0047%
(d.6) Linda G. Mooney P.O. Box 397 Nottingham, PA 19362	0.0028 1/330 of 0.92 acres	0.0047%
(d.7) Elizabeth Betty Santos 342 Birch Street Kennett Square, PA 19348	0.0028 1/330 of 0.92 acres	0.0047%
(h) Burke A. Shortridge 14454 Lee Highway Gainesville, VA 20155	0.0167 1/55 of 0.92 acres	0.0285%
(j) Margie M. (Pearl) Hale 8116 Maplewood Drive Manassas, VA 20111	0.0167 1/55 of 0.92 acres	0.0285%
(k) Elmer B. Shortridge Heirs, Devisees, Successors or Assigns		
(k.2) Heather C. Shortridge 4633 Green Valley Road Lebanon, VA 24266	0.0056 1/165 of 0.92 acres	0.0095%
(3) Noah Shortridge Heirs, Devisees, Successors or Assigns		
(c) Roy Shortridge Heirs, Devisees, Successors or Assigns		
(c.1) Anna Mae Pack 5387 Pounding Mill Branch Road Pounding Mill, VA 24637	0.0061 1/150 of 0.92 acres	0.0104%
(c.2) Mattie Marie Shortridge Rt.1 Box 618 Pounding Mill, VA 24637	0.0061 1/150 of 0.92 acres	0.0104%
(c.3) Roy R. Shortridge 5457 Pounding Mill Branch Road Pounding Mill, VA 24637	0.0061 1/150 of 0.92 acres	0.0104%
(e) Mary Noe Hagerman Heirs, Devisees, Successors or Assigns (1/50)		
(e.1) Adam Hagerman, widower 6655 Weant Road Archdale, NC 27263	0.0037 1/250 of 0.92 acres	0.0063%

Exhibit E
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants that require escrow
(58.78 Acre Unit)

	Acres In Unit	Percent of Unit
(h) Ira Shortridge Heirs, Devisees, Successors or Assigns		
(h.3) Windred Shortridge Heirs, Devisees, Successors or Assigns		
(h.3.1) Marsha A. Price 3760 Runway Drive Sophia, NC 27350	0.0031 1/300 of 0.92 acres	0.0052%
(h.3.2) Melody L. Beech 4634 Mt. Gilead Church Road Sophia, NC 27350-8836	0.0031 1/300 of 0.92 acres	0.0052%
(j) Margaret Childress Heirs, Devisees, Successors or Assigns		
(j.1) Linda C. Hale 352 Bell Street Blountville, TN 37617	0.0061 1/150 of 0.92 acres	0.0104%
(j.2) Jessie Childress 1658 Woodlake Road Stamping Ground, KY 40379-9750	0.0061 1/150 of 0.92 acres	0.0104%
(4) A. E. Martin Heirs, Devisees, Successors or Assigns (1/5)		
(b) Clarence & Peggy Martin Heirs, Devisees, Successors or Assigns (1/15)		
(b.2) Danny Martin Heirs, Devisees, Successors or Assigns (1/60)		
(b.2.1) Jennie Martin 41 Royal Pointe Drive Hilton Head Island, SC 29926	0.0153 1/60 of 0.92 acres	0.0261%
(5) John Shortridge Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.1840 1/5 of 0.92 acres	0.3130%

Tract #1D - 0.48 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, L.L.C. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	0.48 acres	0.8166%
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OIL & GAS OWNERSHIP

(1) Commonwealth of Virginia Dept. of Transportation 870 Bonham Road Bristol, VA 24201	0.48 acres	0.8166%
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Exhibit EE
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #1A - 30.62 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, L.L.C. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	30.62 acres	52.0925%	30.4612%
<u>OIL & GAS OWNERSHIP</u>			
Fielden Sanders Heirs, Devisees, Successors or Assigns, et al.	30.62 acres	52.0925%	
(1) Ora Sanders Heirs, Devisees, Successors or Assigns (1/3)			
(f) Ellis Sanders Heirs, Devisees, Successors or Assigns (1/21)			
(f.1) Beatrice Jane MacCormac 6185 Willow Place #208 Bealeton, VA 22712 <i>Previously listed as Janie Sanders Rife</i>	0.7290 1/42 of 30.62 acres	1.2403%	1.3439%
(f.2) Betty Sue Fletcher * P.O. Box 691 Marion, VA 24354 <i>On Exhibit EE in the Supplemental Order, but was never placed on pay status Previously listed as Jean Sanders Fletcher</i>	0.7290 1/42 of 30.62 acres	1.2403%	1.3439%
(g) Walter Sanders Heirs, Devisees, Successors or Assigns (1/21)			
(g.1) Nadine Sanders Hurley 1219 Swords Creek Road Honaker, VA 24260	0.3645 1/84 of 30.62 acres	0.6201%	n/a
(g.2) Adrina Vandyke Horn P. O. Box 324 Richland, VA 24641 <i>On Exhibit E in the Supplemental Order, but <u>was</u> placed on pay status Her interest was never escrowed</i>	0.3645 1/84 of 30.62 acres	0.6201%	n/a
(g.3) Roger Sanders P.O. Box 82 Pilgrims Knob, VA 24634	0.3645 1/84 of 30.62 acres	0.6201%	n/a
(2) Fielden Sanders Heirs, Devisees, Successors or Assigns (2/3)			
(a) Chester Sanders 408W Dartmouth Avenue Melbourne, FL 32901	5.1033 1/6 of 30.62 acres	8.6821%	9.4071%
(b) Dave Sanders 590 Bailey Switch Road Bluefield, VA 24605	5.1033 1/6 of 30.62 acres	8.6821%	9.4071%
(c) Norman Sanders 2013 Otterdale Road Midlothian, VA 23112	5.1033 1/6 of 30.62 acres	8.6821%	9.4071%
(d) Estil Sanders Heirs, Devisees, Successors or Assigns (1/6)			
(d.1) Goldie Sanders Heirs, Devisees, Successors or Assigns (1/18)	1.7011 1/18 of 30.62 acres	2.8940%	n/a

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Exhibit EE
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<i>*Note: 1/18 Interest divided among heirs listed below - Heir will be paid for Goldie's portion because she had a Royalty Split agreement, but their original 1/63 interest will remain escrowed. Unless an individual agreement has been signed</i>			
(d.1.1) James Sanders 96 1st Street Cleveland, VA 24225	0.2430 1/126 of 30.62 acres	0.4134%	n/a
(d.1.2) Judy Sanders Israel 5136 Drill Road Honaker, VA 24260	0.2430 1/126 of 30.62 acres	0.4134%	n/a
(d.1.3) Harley Sanders 172 Vantage Drive Tazewell, VA 24651	0.2430 1/126 of 30.62 acres	0.4134%	n/a
(d.1.4) Jerry Sanders 110 Roydon Street Pounding Mill, VA 24637-4122	0.2430 1/126 of 30.62 acres	0.4134%	n/a
(d.1.5) Larry Sanders P.O. Box 996 Honaker, VA 24260	0.2430 1/126 of 30.62 acres	0.4134%	n/a
(d.1.6) Allen Sanders P.O. Box 2254 Lebanon, VA 24266	0.2430 1/126 of 30.62 acres	0.4134%	n/a
(d.1.7) Evelyn Sanders Nash 19 Heritage Drive Honaker, VA 24260	0.2430 1/126 of 30.62 acres	0.4134%	n/a
(d.2) James Sanders 96 1st Street Cleveland, VA 24225	0.4860 1/63 of 30.62 acres	0.8269%	n/a
(d.3) Judy Sanders Israel 5136 Drill Road Honaker, VA 24260	0.4860 1/63 of 30.62 acres	0.8269%	n/a
(d.5) Jerry Sanders 110 Roydon Street Pounding Mill, VA 24637-4122	0.4860 1/63 of 30.62 acres	0.8269%	0.8959%
(d.6) Larry Sanders P.O. Box 996 Honaker, VA 24260	0.4860 1/63 of 30.62 acres	0.8269%	n/a
(d.8) Evelyn Sanders Nash 19 Heritage Drive Honaker, VA 24260	0.4860 1/63 of 30.62 acres	0.8269%	n/a

Tract #1B - 26.76 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, L.L.C. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	26.76 acres	45.5257%	n/a
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OIL & GAS OWNERSHIP

(1) Lee & Verdie Martin HC65 Box 127 Rowe, VA 24646	26.76 acres	45.5257%	n/a
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Exhibit EE
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.78 Acre Unit)

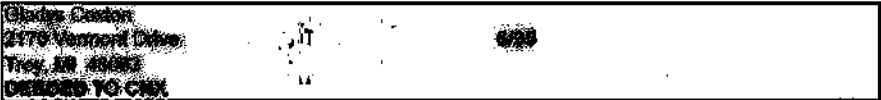
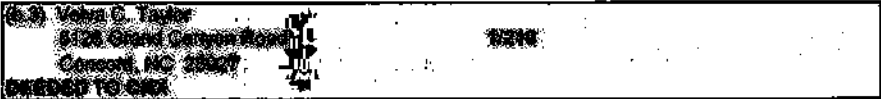

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #1C - 0.92 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	0.92 acres	1.5652%	
<u>OIL & GAS OWNERSHIP</u>			
William Coxton Heirs, Devisees, Successors or Assigns, et al.	0.92 acres	1.5652%	
(1) William M. Coxton Heirs, Devisees, Successors or Assigns (167 Acre Tract)			
(a) 			
(b) Clarence Coxton Heirs, Devisees, Successors or Assigns			
(b.1) Jerlene Hatfield			
(b.1.1) Wesley D. Hatfield P.O Box 462 Tazewell, VA 24651	0.0044 1/210 of 0.92 acres	0.0075%	0.0081%
(b.2) 			
(b.4) Judy Jenkins Rollins 464 Lightwood Road Gordonsville, VA 22942	0.0044 1/210 of 0.92 acres	0.0075%	0.0081%
(b.5) Della C. Hatfield Heirs, Devisees, Successors or Assigns			
(b.5.1) Harry Hatfield 464 Lightwood Road Gordonsville, VA 22942	0.0044 1/210 of 0.92 acres	0.0075%	0.0081%
(b.6) Daisy C. Shevy Heirs, Devisees, Successors or Assigns			
(b.6.2) 			
(2) Frank Shortridge Heirs, Devisees, Successors or Assigns			
(b) James R. Shortridge Heirs, Devisees, Successors or Assigns			

Exhibit EE
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.78 Acre Unit)

	Acres In Unit	Percent of Unit	Percent of Escrow
(b.1) Patricia Shortridge P.O. Box 738 Honaker, VA 24260 DEEDED TO CNX	1/55		
(c) Ida Belle Mason 328 Mill Street Tipton, IN 46072 DEEDED TO CNX	1/55		
(d) Okla E. Blankenship Heirs, Devisees, Successors or Assigns			
(e) Velvie M. Hale Foleno P.O. Box 571 Honaker, VA 24260	0.0167 1/55 of 0.92 acres	0.0285%	0.0308%
(f) Dottie L. Gaff 602 Beverly Way Woodstock, GA 30186 DEEDED TO CNX	1/55		
(g) Rosa A. Breland 7159 Lantern Road Indianapolis, IN 46256 DEEDED TO CNX	1/55		
(i) Coy E. Shortridge Heirs, Devisees, Successors or Assigns			
(i.1) Ruby K. Shortridge P.O. Box 88 Rosedale, VA 24260 DEEDED TO CNX	1/55		
(k) Elmer B. Shortridge Heirs, Devisees, Successors or Assigns			
(k.1) Rhonda G. Griffin Rt.1 Box 82A Lebanon, VA 24266 DEEDED TO CNX	1/155		
(k.3) Oscar J. Shortridge Rt.1 Box 82A Lebanon, VA 24266 DEEDED TO CNX	1/155		
(3) Noah Shortridge Heirs, Devisees, Successors or Assigns			
(a) Emma E. McGlothlin Heirs, Devisees, Successors or Assigns (1/50)			
(a.1) Opal McGlothlin Gidart P.O. Box 389 Swords Creek, VA 24649 DEEDED TO CNX	1/50		
(b) Virgie S. Taylor 19118 Serenade Place Abingdon, VA 24210 DEEDED TO CNX	1/50		
(d) George Shortridge P.O. Box 76 Rowe, VA 24646 DEEDED TO CNX	1/50		

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Exhibit EE
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.78 Acre Unit)

	Acres In Unit	Percent of Unit	Percent of Escrow
(e) Mary Noe Hagerman Heirs, Devisees, Successors or Assigns (1/50)			
(e.2) Debbie J. Pederson 916 Spring Hill Court Kernerville, NC 27284 DEEDED TO CNX	2/375		
(e.3) Edward E. Noe 399 E. Crest Drive Kernerville, NC 27284 DEEDED TO CNX	2/375		
(e.4) Danny R. Noe 916 Spring Hill Court Kernerville, NC 27284 DEEDED TO CNX	2/375		
(f) Julie Gonzalez 1007 De-Foe Avenue San Francisco, CA 91340 DEEDED TO CNX	1/50		
(g) Sylvia J. Wilson Rt. 7 Box 165 Salem, VA 24153 DEEDED TO CNX	1/50		
(h) Ira Shortridge Heirs, Devisees, Successors or Assigns			
(h.1) Belford Shortridge P.O. Box 49 Oakwood, VA 24631 DEEDED TO CNX	1/150		
(h.2) Garland Shortridge P.O. Box 520 Oakwood, VA 24631 DEEDED TO CNX	1/150		
(3) Noah Shortridge Heirs, Devisees, Successors or Assigns			
(j) Margaret Childress Heirs, Devisees, Successors or Assigns			
(j.3) Donnie Childress P.O. Box 43 Mouthcard, KY 41548 DEEDED TO CNX	1/150		

The interest's in the Ted & Helen Martin heirship has been changed due to recent updates,
For Disbursement purposes only the interests below reflect what was on the Exhibit E at the time
of the Supplemental Order

(4) A. E. Martin Heirs, Devisees, Successors or Assigns			
(a) Ted & Helen Martin Heirs, Devisees Successors or Assigns			
(a.1) David & Patty Price 4344 Sinson Ridge Road Rowe, VA 24646	0.0153 1/60 of 0.92 acres	0.0261%	0.0283%

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Exhibit EE
Unit AY-100
Docket #VGOB 02-1217-1104-01
List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
(b) Clarence & Peggy Martin Heirs, Devisees, Successors or Assigns			
(b.1) Joann Lambert 2816 Fairview Road Mount Crawford, VA 22341	0.0153 1/60 of 0.92 acres	0.0261%	0.0283%
(6) CNX Gas Company LLC 1000 Consol Energy Drive Cannonsburg, PA 15317 DEEDED FROM VARIOUS PARTIES ABOVE	0.3849 41/98 of 0.92 acres	0.6548%	0.7095%

The interest's in the Ted & Helen Martin heirship has been changed due to recent updates,
For Disbursement purposes only the interests below reflect what was on the Exhibit EE at the time
of the Supplemental Order

(3) Noah Shortridge Heirs, Devisees, Successors or Assigns			
(l) Peery Luther Shortridge Heirs, Devisees, Successors or Assigns			
(l.1) Sylvia M. Rose, widow 1381 Long Branch Road Rowe, VA 24646 DEEDED TO CNX	1/100		n/a
(l.2) James D. Shortridge 1381 Long Branch Road Rowe, VA 24646 DEEDED TO CNX	1/100		n/a
(4) A. E. Martin Heirs, Devisees, Successors or Assigns			
(a) Ted & Helen Martin Heirs, Devisees Successors or Assigns			
(a.1) David & Patty Price 4344 Stinson Ridge Road Rowe, VA 24646	0.0103 3/50 of 0.92 acres	0.0175%	n/a
(a.2) Billy Martin 4539 Stinson Ridge Road Rowe, VA 24646	0.0051 3/100 of 0.92 acres	0.0087%	n/a
(a.3) Judy Deskins 494 Twin Oak Circle Lebanon, VA 24266	0.0051 3/100 of 0.92 acres	0.0087%	n/a
(a.4) Teddy Martin 1096 Mason Jar Lane Rowe, VA 24646	0.0051 3/100 of 0.92 acres	0.0087%	n/a
(6) CNX Gas Company LLC 1000 Consol Energy Drive Cannonsburg, PA 15317 DEEDED FROM VARIOUS PARTIES ABOVE	0.0184 1/50 of 0.92 acres	0.0313%	n/a

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Exhibit A-1
Tract-by-Tract Escrow Calculation
Account Balances as of 12/31/2010

Unit AY-100
Docket VGOB# 02-1217-1104-01
Acres Escrowed: 27.124800

Owners	Tract #	Acres	Owner Acres	Interest	Owners' Percent of Escrow (50%)	Amount Due Owners \$86,973.42
Harrison-Wyatt, L.L.C. - Coal	1A	25.881200			31.8051%	\$27,661.96
Fielden Sanders Heirs, et al. - Oil & Gas		30.62				
Beatrice Jane MacComac			0.7290	1/42	1.3439%	\$1,168.82
Betty Sue Fletcher			0.7280	1/42	1.3439%	\$1,168.82
Chester Sanders			5.1033	1/6	9.4071%	\$8,181.71
Dave Sanders			5.1033	1/6	9.4071%	\$8,181.71
Norman Sanders			5.1033	1/6	9.4071%	\$8,181.71
Jerry Sanders			0.4860	1/63	0.8959%	\$779.21
Harrison-Wyatt, L.L.C. - Coal	1C	0.763600			0.8211%	\$714.12
William Coxton Heirs - Oil & Gas		0.92				
Gladys Coxton deeded to CNX			0.1577	6/35		
Wesley D. Hatfield previously Jerlene Hatfield			0.0044	1/210	0.0081%	\$7.02
Velva C. Taylor deeded to CNX			0.0044	1/210		
Judy Jenkins Rollins			0.0044	1/210	0.0081%	\$7.02
Harry Hatfield			0.0044	1/210	0.0081%	\$7.02
Brenda S. Forester deeded to CNX			0.0015	1/630		
Roy J. Conner, Jr. deeded to CNX			0.0015	1/630		
Patricia Shortridge deeded to CNX			0.0167	1/55		
Ida Belle Mason deeded to CNX			0.0167	1/55		
Velvie M. Hale Foleno			0.0167	1/55	0.0308%	\$26.82
Dollie L. Galliff deeded to CNX			0.0167	1/55		
Rose A. Breland deeded to CNX			0.0167	1/55		
Ruby K. Shortridge deeded to CNX			0.0167	1/55		
Rhonda G. Griffith deeded to CNX			0.0056	1/165		
Oscar J. Shortridge deeded to CNX			0.0056	1/165		
Opal McGlothlin Gildart deeded to CNX			0.0184	1/50		
Virgle S. Taylor deeded to CNX			0.0184	1/50		
George Shortridge deeded to CNX			0.0184	1/50		
Debbie J. Pederson deeded to CNX			0.0049	2/375		
Edward E. Noe deeded to CNX			0.0049	2/375		
Danny R. Noe deeded to CNX			0.0049	2/375		
Julie Gonzalez deeded to CNX			0.0184	1/50		
Sylvia J. Wilson deeded to CNX			0.0184	1/50		
Belford Shortridge deeded to CNX			0.0061	1/150		
Garland Shortridge deeded to CNX			0.0061	1/150		
Donnie Childress deeded to CNX			0.0061	1/150		
David & Patty Price			0.0153	1/60	0.0283%	\$24.58
Joann Lambert			0.0153	1/60	0.0283%	\$24.58
CNX Gas Company LLC			0.3849	41/98	0.7095%	\$617.07

Wells contributing to the escrow account:

AY100

INSTRUMENT #110003070
RECORDED IN THE CLERK'S OFFICE OF
SULPHUR COUNTY, OK
DECEMBER 15, 2011 AT 03:10PM

BEVERLY S. TILLER, CLERK
RECORDED BY: SLS